



MAIL STOP PCT
Attorney Docket No. 27351U

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KING

Serial No.: 10/575,484

Filed: April 12, 2006

Internat'l. Appl. No.: PCT/AU2004/001400

Internat'l. Filing Date: 13 October 2004 (13.10.2004)

Title: FOOTWEAR

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Submission Of Documents To Supplement Filing Documents under 35 USC 371;
- (3) Information Disclosure Statement;
- (4) PCT Request;
- (5) PCT/IPEA/401 (Chapter II Demand);
- (6) PCT/IPEA/416 (Notice of Transmittal of IPER);
- (7) PCT Form 1449 citing 10 references;
- (8) Copy of 7 of the 10 cited references.

The Commissioner is hereby authorized to charge any addition fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.

Respectfully submitted,

NATH & ASSOCIATES PLLC

By: 

Gary M. Nath, Reg. No. 26,965
Gregory B. Kang, Reg. No. 45,273
Jerald L. Meyer, Reg. No. 41,194
Customer No. 20529

Date: May 9, 2006
NATH & ASSOCIATES PLLC
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Tel: 703 548 6284

GMN/GBK/ALM/s/20060509 13:00:11

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.P./



MAIL STOP PCT - MISSING PARTS
Attorney Docket No. 27351U

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SUBMISSION OF DOCUMENTS TO COMPLETE FILING REQUIREMENTS UNDER 35
USC 371

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In order to complete the requirements for the National Phase filing under 35 USC 371 commenced on April 12, 2006 of the captioned application, applicant now submits the following documents;

- (1) Information Disclosure Statement;
- (2) PCT Request;
- (3) PCT/IPEA/401 (Chapter II Demand);
- (4) PCT/IPEA/416 (Notice of Transmittal of IPER);
- (5) PCT Form 1449 citing 10 references;
- (6) Copy of 7 of the 10 cited references.

The Commissioner is hereby authorized to charge any addition fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.

Respectfully submitted
NATH & ASSOCIATES PLLC

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Title: **FOOTWEAR**

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An Information Disclosure Statement is submitted herewith pursuant to 37 C.F.R. 1.97-1.98. Please note the following particulars: [NOTE: One only of items a, b, c, and d must be checked.]

- [~~XXX~~] a. The enclosed statement is being filed within three months of the filing date of a national application, or within three months of the date of entry into the national stage as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever event occurs last.
- [] b. The enclosed statement is being filed after a first action on the merits but before the mailing date of a final action under 37 C.F.R. 1.113, or a notice of allowance under 37 C.F.R. 1.311.
The enclosed statement is accompanied by [check one]:
[] i. a certification in part (e) below as specified in 37 C.F.R. 1.97(e), or
[] ii. a check in the amount required by 37 C.F.R. 1.17(p).
- [] c. The enclosed statement is being filed after the mailing date of a final action under 37 C.F.R. 1.113, or a notice of allowance under 37 C.F.R. 1.311, but before payment of the issue fee.
[] Certification report(e) below; and
[] a check in the amount as required by 1.17(p).
- [] d. The enclosed statement is being filed pursuant to 37 C.F.R. 1.97(i), for placement in the file.

[] e. Certification [Check one] [Certification is required only if box (b)(i) or box (c) is checked.]

[] I hereby certify that each item of information contained in the enclosed Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement,

or

[] I hereby certify that no item of information in the enclosed Information Disclosure Statement herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

or

[] Appropriate certification is attached.

[XXX] f. If no check is enclosed and a fee is due in connection with this communication or if the check enclosed is insufficient, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 14-0112.

[XXX] g. Copies of the documents are attached herewith with a completed Form PTO-1449.

or

[] Copies of the documents are not attached as allowed under CFR 1.98(d)(1)(2). The earlier application is identified as:

and / or

[XXX] Copies of US Patents/Publications not attached as allowed in Official Gazette Aug. 5, 2003/ Vol. 1273, no. 1.

The Examiner is respectfully requested to cite the documents listed on the attached Form PTO-1449 in the next Office Action. In so doing, the Examiner is respectfully requested to initial in the space

adjacent to the listing of each document on the Form PTO-1449, and return a copy of the initialed Form PTO-1449 with the next communication to Applicants, to confirm that these documents have been considered by the Examiner and made of record in this application.

If the Examiner has any questions or wishes to discuss this application, kindly telephone the undersigned at the below-listed number.

Respectfully submitted,
NATH & ASSOCIATES PLLC

By: 

Gary M. Nath, Reg. No. 26,965
Gregory B. Kang, Reg. No. 45,273
Gerald L. Meyer, Reg. No. 41,194
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Date: May 9, 2006
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GBK/GSK/JLM/sv: IDS Statement



FORM PTO-1449

Attorney Docket:
27351U

Serial Number: 10/575,484

Inventor:
KING

Filing Date: April 12, 2006

Group Art Unit:
UnknownInternational Application Number:
PCT/AU2004/001400International Filing Date:
13 October 2004 (13.10.2004)

INFORMATION DISCLOSURE CITATION

U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Issue/Pub Date	Name	Class	Sub-Class	Filing Date
	A1	2002/0166258A1	14 Nov. 2002	Posa		09 May 2001
	A2	4,958,446	25 Sep. 1990	Brown		26 Oct. 1988
	A3	4,050,167	27 Sep. 1977	Senter		01 Mar. 1976
	A4					

FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Sub-Class	Translation
A8	154234S	01 Jan. 2004	AU			N/A
A9	154427S	04 Feb. 2004	AU			N/A
A7	154428S	04 Feb. 2004	AU			N/A
A8	203 03 162U1	14 Aug. 2003	AU			N/A
A9	0722 674 A2	24 Jul. 1996	EP			N/A
A11	10286102-A	27 Oct. 1998	JP			Abstract
A11	90656S	01 Aug. 1985	AU			N/A

OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

A12		
A13		
A14		
A15		

Examiner /Marie Patterson/

Date Considered 05/21/2009

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP ' 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.